.. IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3094 OF 2004

Shri Abdul Mohid Tehki Hussain Shaikh .. Petitioner

Versus

City & Industrial Development Corporation Limited & Anr. .. Respondents

Mr.R.P.Lote for the petitioner

Mr.G.S.Hegde for respondent no.1

A.G.P. for respondent no.2

CORAM: A.P.SHAH & S.U.KAMDAR, JJ

DATED: 2ND SEPTEMBER, 2004

P.C.:

1. Heard parties.

2. The learned counsel appearing for CIDCO stated that the petitioner will be granted a plot admeasuring 100 sq.meters at Talawali, New Bombay with facility of an approach road at the costs of Rs. 875/- per sq. meter. The learned counsel further stated that the CIDCO will issue the

allotment letter within four weeks from today and if the petitioner deposits the amount at the aforesaid rate within three months, the CIDCO will hand over possession of the plot to the petitioner. However, if the amount is not deposited, the allotment shall be liable to be cancelled. If the petitioner claims that he has paid a sum of Rs.9,000/- as Earnest Money Deposit and the amount has been received by CIDCO, the credit may be given for the same while fixing the price of the plot.

3. In view of the statement made by the learned counsel for CIDCO, nothing survives in the petition. The petition is accordingly disposed of.

Parties to act on a copy of this order duly authenticated by the Court Stenographer.